

exempt Sucraid from special packaging requirements. The staff reports that because of the small number of cases of CSID (3,000 to 10,000 in the U.S.), the market for Sucraid is expected to be small. The petitioner, Orphan Medical, is a small manufacturer based on its employment and sales. Orphan Medical has marketing exclusivity for Sucraid for seven years. The exemption from special packaging requirements will allow the company to avoid costs associated with providing CR packaging.

Based on this assessment, the Commission concludes that this regulation exempting Sucraid from special packaging requirements would not have a significant impact on a substantial number of small businesses or other small entities.

G. Environmental Considerations

The Commission's regulations governing environmental review procedures state that exemption of products from requirements for CR packaging under the PPPA normally has little or no potential for affecting the environment. (See 16 CFR 1021.5(c)(3).) The Commission does not foresee any special or unusual circumstances surrounding the exemption issued below. For this reason, the Commission concludes that neither an environmental assessment nor an environmental impact statement is required in this proceeding.

H. Executive Orders

According to Executive Order 12988 (February 5, 1996), agencies must state in clear language the preemptive effect, if any, of new regulations.

The PPPA provides generally that when a special packaging standard issued under the PPPA is in effect, "no State or political subdivision thereof shall have any authority either to establish or continue in effect, with respect to such household substance, any standard for special packaging (and any exemption therefrom and requirement related thereto) which is not identical to the [PPPA] standard." 15 U.S.C. 1476(a). Upon application to the Commission, a State or local standard may be excepted from this preemptive effect if the State or local standard (1) provides a higher degree of protection from the risk of injury or illness than the PPPA standard and (2) does not unduly burden interstate commerce. In addition, the Federal government, or a State or local government, may establish and continue in effect a non-identical special packaging requirement that provides a higher degree of protection than the PPPA requirement for a household

substance for the Federal, State or local government's own use. 15 U.S.C. 1476(b).

Thus, with the exceptions noted above, the final rule exempting Sucraid from special packaging requirements preempts non-identical state or local special packaging standards for the substance.

In accordance with Executive Order 12612 (October 26, 1987), the Commission certifies that this regulation does not have sufficient implications for federalism to warrant a Federalism Assessment.

List of Subjects in 16 CFR Part 1700

Consumer protection, Drugs, Infants and children, Packaging and containers, Poison prevention, Toxic substances.

For the reasons given above, 16 CFR part 1700 is amended to read as follows:

PART 1700—[AMENDED]

1. The authority citation for part 1700 continues to read as follows:

Authority: Pub. L. 91–601, secs. 1–9, 84 Stat. 1670–74, 15 U.S.C. 1471–76. Secs. 1700.1 and 1700.14 also issued under Pub. L. 92–573, sec. 30(a), 88 Stat. 1231, 15 U.S.C. 2079(a).

2. Section 1700.14 is amended by republishing paragraph (a) introductory text and paragraph (a)(10) introductory text, and by adding new paragraph (a)(10)(xx) to read as follows:

§ 1700.14 Substances requiring special packaging.

(a) *Substances.* The Commission has determined that the degree or nature of the hazard to children in the availability of the following substances, by reason of their packaging, is such that special packaging meeting the requirements of § 1700.20(a) is required to protect children from serious personal injury or serious illness resulting from handling, using, or ingesting such substances, and the special packaging herein required is technically feasible, practicable, and appropriate for these substances:

* * * * *

(10) *Prescription drugs.* Any drug for human use that is in a dosage form intended for oral administration and that is required by Federal law to be dispensed only by or upon an oral or written prescription of a practitioner licensed by law to administer such drug shall be packaged in accordance with the provisions of § 1700.15 (a), (b), and (c), except for the following:

* * * * *

(xx) Sacrosidase (sucrase) preparations in a solution of glycerol and water.

Dated: November 24, 1998.

Sadye E. Dunn,

Secretary, Consumer Product Safety Commission.

List of Relevant Documents

(Note. This list of relevant documents will not be printed in the Code of Federal Regulations.)

1. Briefing memorandum from Jacqueline Ferrante, Ph.D., EH, to the Commission, "Petition (PP 97–1) to Exempt Sucraid from the Special Packaging Requirements for Oral Prescription Drugs," May 20, 1998.

2. Memorandum from Jacqueline Ferrante, Ph.D., EH, to Mary Ann Danello, Ph.D., Associate Executive Director, EH, "Sucraid Review," April 1, 1998.

3. Memorandum from Marcia P. Robins, EC, to Jacqueline Ferrante, Ph.D., EH, "Economic Considerations: Petition for exemption from PPPA Requirements for Oral Prescription Drug Sucraid," April 2, 1998.

4. Briefing memorandum from J. Ferrante to the Commission, "Final rule to Exempt Sucraid from CRP requirements, November 12, 1998."

5. Memorandum from Marcie Robins to J. Ferrante, "Exemption from CRP requirements for Preparations containing sacrosidase (sucrase): Small Business Effects," September 15, 1998.

[FR Doc. 98–31998 Filed 11–30–98; 8:45 am]

BILLING CODE 6355–01–P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

18 CFR Part 11

[Docket No. RM86–2–000]

Update of the Federal Energy Regulatory Commission's Fees Schedule for Annual Charges for the Use of Government Lands

November 24, 1998.

AGENCY: Federal Energy Regulatory Commission.

ACTION: Final rule; update of Federal land use fees.

SUMMARY: On May 8, 1987, the Commission issued its final rule amending Part 11 of its regulations (Order No. 469, 52 FR 18201 May 14, 1987). The final rule revised the billing procedures for annual charges for administering Part I of the Federal Power Act, the billing procedures for charges for Federal dam and land use, and the methodology for assessing Federal land use charges.

In accordance with the Commission's regulations, the Commission by its designee, the Chief Financial Officer, is updating its schedule of fees for the use of government lands. The yearly update is based on the most recent schedule of fees for the use of linear rights-of-way prepared by the United States Forest Service. Since the next fiscal year will cover the period from October 1, 1998, through September 30, 1999, the fees in this notice will become effective October 1, 1998. The fees will apply to fiscal year 1999 annual charges for the use of government lands.

The Commission has concluded, with the concurrence of the Administrator of the Office of Information and Regulatory Affairs of OMB that this rule is not a "major rule" as defined in section 351 of the Small Business Regulatory Enforcement Fairness Act of 1996, 5 U.S.C. 804(2).

EFFECTIVE DATE: October 1, 1998.

FOR FURTHER INFORMATION CONTACT: Fannie Kingsberry, Division of Financial Services, Office of Financial, Accounting and Operations, Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, (202) 219-2885.

SUPPLEMENTARY INFORMATION: In addition to publishing the full text of this document in the **Federal Register**, the Commission also provides all

interested persons an opportunity to inspect or copy the contents of this document during normal business hours in the Public Reference Room at 888 First Street, N.W., room 2A, Washington, D.C. 20426.

The Commission Issuance Posting System (CIPS) provides access to the texts of formal documents issued by the Commission. CIPS can be accessed via Internet through FERC's Homepage (<http://www.ferc.fed.us>) using the CIPS Link or the Energy Information Online icon. The full text of this document will be available on CIPS in ASCII and WordPerfect 6.1 format. CIPS is also available through the Commission's electronic bulletin board service at no charge to the user and may be accessed using a personal computer with a modem by dialing 202-208-1397, if dialing locally, or 1-800-856-3920, if dialing long distance. To access CIPS, set your communications software to 19200, 134400, 12000, 96000, 7200, 4800, 2400, or 1200 bps, full duplex, no parity, 8 data bits and 1 stop bit. User assistance is available at 202-208-2474 or by E-mail to cipsmaster@ferc.fed.us. This document is also available through the Commission's Records and Information Management System (RIMS), an electronic storage and retrieval system of documents submitted to and issued by the Commission after

November 16, 1981. Documents from November 1995 to the present can be viewed and printed. RIMS is available in the Public Reference Room or remotely via Internet through FERC's Homepage using the RIMS link or the Energy Information Online icon. User assistance is available at 202-208-2222, or by E-mail to rimsmaster@ferc.fed.us.

Finally, the complete text on diskette in WordPerfect format may be purchased from the Commission's copy contract, RVJ International, Inc. RVJ International, Inc. is located in the Public Reference Room at 888 First Street, N.W., Washington, D.C. 20426.

List of Subjects in 18 CFR Part 11

Electric power, Reporting and recordkeeping requirements.

Thomas R. Herlihy,

Director and Chief Financial Officer.

Accordingly, the Commission, effective October 1, 1998, amends Part 11 of Chapter I, Title 18 of the Code of Federal Regulations, as set forth below.

PART 11—[AMENDED]

1. The authority citation for Part 11 continues to read as follows:

Authority: 16 U.S.C. 791a-825r; 42 U.S.C. 7101-7352.

2. In Part 11, Appendix A is revised to read as follows:

APPENDIX A TO PART 11—FEE SCHEDULE FOR FY 1999

State	County	Rate per acre
Alabama	All Counties	\$24.53
Arkansas	All Counties	18.41
Arizona	Apache	6.12
	Cochise	
	Gila	
	Graham	
	La Paz	
	Mohave	
	Navajo	
	Pima	
	Yavapai	
	Yuma	
	Coconino North of Colorado River	
	Coconino South of Colorado River	24.53
	Greenlee	
	Maricopa	
	Pinal	
	Santa Cruz	
California	Imperial	12.27
	Inyo	
	Lassen	
	Modoc	
	Riverside	
	San Bernardino	
	Siskiyou	18.41
	Alameda	30.67
	Alpine	
	Amador	
	Butte	
	Calaveras	
	Colusa	
	Contra Costa	

APPENDIX A TO PART 11—FEE SCHEDULE FOR FY 1999—Continued

State	County	Rate per acre
	Del Norte.	
	El Dorado.	
	Fresno.	
	Glenn.	
	Humboldt.	
	Kern.	
	Kings.	
	Lake.	
	Madera.	
	Mariposa.	
	Mendocino.	
	Merced.	
	Mono.	
	Napa.	
	Nevada.	
	Placer.	
	Plumas.	
	Sacramento.	
	San Benito.	
	San Joaquin.	
	Santa Clara.	
	Shasta.	
	Sierra.	
	Solano.	
	Sonoma.	
	Stanislaus.	
	Sutter.	
	Tehama.	
	Trinity.	
	Tulare.	
	Tuolumne.	
	Yolo.	
	Yuba.	
	Los Angeles	
	Marin.	
	Monterey.	
	Orange.	
	San Diego.	
	San Francisco.	
	San Luis Obispo.	
	San Mateo.	
	Santa Barbara.	
	Santa Cruz.	
	Ventura.	
	Adams	
Colorado	Arapahoe.	6.12
	Bent.	
	Cheyenne.	
	Crowley.	
	Elbert.	
	El Paso.	
	Huerfano.	
	Kiowa.	
	Kit Carson.	
	Lincoln.	
	Logan.	
	Moffat.	
	Montezuma.	
	Morgan.	
	Pueblo.	
	Sedgwick.	
	Washington.	
	Weld.	
	Yuma.	
	Baca	12.27
	Dolores.	
	Garfield.	12.27
	Las Animas.	
	Mesa.	
	Montrose	
	Otero.	
	Prowers.	

APPENDIX A TO PART 11—FEE SCHEDULE FOR FY 1999—Continued

State	County	Rate per acre
	Rio Blanco. Routt. San Miguel. Alamosa Archuleta. Boulder. Chaffee. Clear Creek. Conejos. Costilla. Custer. Denver. Delta. Douglas. Eagle. Fremont. Gilpin. Grand. Gunnison. Hinsdale. Jackson. Jefferson. Lake. La Plata. Larimer. Mineral. Ouray. Park. Pitkin. Rio Grande. Saguache. San Juan. Summit. Teller.	24.53
Connecticut	All Counties	6.12
Florida	Baker	36.82
	Bay Bradford Calhoun Clay Columbia Dixie Duval Escambia Franklin Gadsden Gilchrist Gulf Hamilton Holmes Jackson Jefferson Lafayette Leon Liberty Madison Nassau Okaloosa Santa Rosa Suwannee Taylor Union Wakulla Walton Washington All Counties	61.34
Georgia	All Counties	36.82
Idaho	Cassia	6.12
	Gooding Jerome Lincoln Minidoka	

APPENDIX A TO PART 11—FEE SCHEDULE FOR FY 1999—Continued

State	County	Rate per acre
	Oneida	
	Owyhee	
	Power	
	Twin Falls	
	Ada	18.41
	Adams	
	Bannock	
	Bear Lake	
	Benewah	
	Bingham	
	Blaine	
	Boise	
	Bonner	
	Bonneville	
	Boundary	
	Butte	
	Camas	
	Canyon	
	Caribou	
	Clark	
	Clearwater	
	Custer	
	Elmore	
	Franklin	
	Fremont	
	Gem	
	Idaho	
	Jefferson	
	Kootenai	
	Latah	
	Lemhi	
	Lewis	
	Madison	
	Nez Perce	
	Payette	18.41
	Shoshone	
	Teton	
	Valley	
	Washington	
Kansas	All Counties	6.12
	Morton	12.27
Illinois	All counties	18.41
Indiana	All counties	30.67
Kentucky	All counties	18.41
Louisiana	All counties	36.82
Maine	All counties	18.41
Michigan	Alger	18.41
	Baraga	
	Chippewa	
	Dickinson	
	Delta	
	Gogebic	
	Houghton	
	Iron	
	Keweenaw	
	Luce	
	Mackinac	
	Marquette	
	Menominee	
	Ontonagon	
	Schoolcraft	
	All Counties	24.53
Minnesota	All counties	18.41
Mississippi	All counties	24.53
Missouri	All counties	18.41
Montana	Big Horn	6.12
	Blaine	
	Carter	
	Cascade	
	Chouteau	
	Custer	
	Daniels	

APPENDIX A TO PART 11—FEE SCHEDULE FOR FY 1999—Continued

State	County	Rate per acre
	McCone	
	Meagher	
	Dawson	
	Fallon	
	Fergus	
	Garfield	
	Glacier	6.12
	Golden Valley	
	Hill	
	Judith Basin	
	Liberty	
	Musselshell	
	Petroleum	
	Phillips	
	Pondera	
	Powder River	
	Prairie	
	Richland	
	Roosevelt	
	Rosebud	
	Sheridan	
	Teton	
	Toole	
	Treasure	
	Valley	
	Wheatland	
	Wibaux	
	Yellowstone	
	Beaverhead	18.41
	Broadwater	
	Carbon	
	Deer Lodge	
	Flathead	
	Gallatin	
	Granite	
	Jefferson	
	Lake	
	Lewis & Clark	
	Lincoln	
	Madison	
	Mineral	
	Missoula	
	Park	
	Powell	
	Ravalli	
	Sanders	
	Silver Bow	
	Stillwater	18.41
	Sweet Grass	
Nebraska	All Counties	6.12
Nevada	Churchill	3.06
	Clark	
	Elko	
	Esmeralda	
	Eureka	
	Humboldt	
	Lander	
	Lincoln	
	Lyon	
	Mineral	
	Nye	
	Pershing	
	Washoe	
	White Pine	
	Carson City	30.67
	Douglas	
	Storey	
New Hampshire	All Counties	18.41
New Mexico	Chaves	6.12
	Curry	
	De Baca	
	Dona Ana	

APPENDIX A TO PART 11—FEE SCHEDULE FOR FY 1999—Continued

State	County	Rate per acre
	Eddy	
	Grant	
	Guadalupe	
	Harding	6.12
	Hidalgo	
	Lea	
	Luna	
	McKinley	
	Otero	
	Quay	
	Roosevelt	
	San Juan	
	Socorro	
	Torrance	
	Rio Arriba	12.27
	Sandoual	
	Union	
	Bernalillo	24.53
	Catron	
	Cibola	
	Colfax	
	Lincoln	
	Los Alamos	
	Mora	
	San Miguel	
	Santa Fe	
	Sierra	
	Taos	
	Valencia	
New York	All Counties	24.53
North Carolina	All Counties	36.82
North Dakota	All Counties	6.12
Ohio	All Counties	24.53
Oklahoma	All Other Counties	6.12
	Beaver	12.27
	Cimarron.	
	Roger Mills.	
	Texas.	
	Le Flore	18.41
	Mc Curtain.	
Oregon	Harney	6.12
	Lake.	
	Malheur.	
	Baker	12.27
	Crook.	
	Deschutes.	
	Gilliam.	
	Grant.	
	Jefferson.	
	Klamath.	
	Morrow.	
	Sherman.	
	Umatilla.	
	Union.	
	Wallowa.	
	Wasco	12.27
	Wheeler.	
	Coos	18.41
	Curry.	
	Douglas.	
	Jackson.	
	Josephine.	
	Benton	24.53
	Clackamas.	
	Clatsop.	
	Columbia.	
	Hood River.	
	lane.	
	Lincoln.	
	Linn.	
	Marion.	
	Multnomah.	

APPENDIX A TO PART 11—FEE SCHEDULE FOR FY 1999—Continued

State	County	Rate per acre
	Polk.	
	Tillamock.	
	Washington.	
	Yamhill.	
Pennsylvania	All Counties	24.53
Puerto Rico	All	36.82
South Dakota	Butte	18.41
	Custer.	
	Fall River.	
	Lawrence.	
	Mead	18.41
	Pennington.	
	All Other Counties	6.12
South Carolina	All Counties	36.82
Tennessee	All Counties	24.53
Texas	Culberson	6.12
	El Paso.	
	Hudspeth.	
	All Other Counties	36.82
Utah	Beaver	6.12
	Box Elder.	
	Carbon.	
	Duchesne.	
	Emery.	
	Garfield.	
	Grand.	
	Iron.	
	Jaub.	
	Kane.	
	Millard.	
	San Juan.	
	Tooele.	
	Uintah.	
	Wayne.	
	Washington	12.27
	Cache	18.41
	Daggett.	
	Davis.	
	Morgan.	
	Piute.	
	Rich.	
	Salt Lake.	
	Sanpete.	
	Sevier.	
	Summit.	
	Utah.	
	Wasatch.	
	Weber.	
Vermont	All Counties	24.53
Virginia	All Counties	24.53
Washington	Adams	12.27
	Asotin.	
	Benton.	
	Chelan.	
	Columbia.	
	Douglas.	
	Franklin.	
	Garfield.	
	Grant.	
	Kittitas.	
	Klickitat.	
	Lincoln.	
	Okanagan.	
	Spokane.	
	Walla Walla	12.27
	Whitman.	
	Yakima.	
	Ferry	18.41
	Pend Oreille.	
	Stevens.	
	Callam	24.53
	Clark.	

APPENDIX A TO PART 11—FEE SCHEDULE FOR FY 1999—Continued

State	County	Rate per acre
	Cowlitz.	
	Grays Harbor.	
	Island.	
	Jefferson.	
	King.	
	Kitsap.	
	Lewis.	
	Mason.	
	Pacific.	
	Pierce.	
	San Juan.	
	Skagit.	
	Skamania.	
	Snohomish.	
	Thurston.	
	Wahkiakum.	
	Whatcom.	
West Virginia	All Counties	24.53
Wisconsin	All Counties	18.41
Wyoming	Albany	6.12
	Campbell.	
	Cargon.	
	Converse.	
	Goshen.	
	Hot Springs.	
	Johnson.	
	Laramie.	
	Lincoln.	
	Natrona.	
	Niobrara.	
	Platte.	
	Sheridan.	
	Sweetwater.	
	Fremont.	
	Sublette.	
	Uinta.	
	Washakie.	
	Big Horn	18.41
	Crook.	
	Park.	
	Teton.	
	Weston.	
All Other Zones	6.53

[FR Doc. 98-31890 Filed 11-30-98; 8:45 am]
BILLING CODE 6719-01-M

DEPARTMENT OF ENERGY

Federal Energy Regulatory
Commission

18 CFR Part 35

[Docket No. RM93-24-001; Order No. 600-A]

**Revision of Fuel Cost Adjustment
Clause Regulation Relating to Fuel
Purchases From Company-Owned or
Controlled Source; Order Denying
Rehearing and Other Relief**

Issued November 24, 1998.

AGENCY: Federal Energy Regulatory
Commission.

ACTION: Final rule; Order denying
rehearing and other relief.

SUMMARY: The Federal Energy
Regulatory Commission (Commission)
denies a request, filed October 21, 1998,
by Pacific Gas and Electric Company,
for clarification, reconsideration or
rehearing of the Final Rule, issued
September 21, 1998, in which the
Commission amended its regulations to
state that where a regulatory body has
jurisdiction over the price of fuel
purchased from a company-owned or
controlled source, and exercises that
jurisdiction to approve such price, the
Commission will presume, subject to
rebuttal, that the cost of fuel so
purchased is reasonable and includable
in the fuel adjustment clause.

FOR FURTHER INFORMATION CONTACT:
Wayne W. Miller, Federal Energy
Regulatory Commission, Office of the

General Counsel, 888 First Street, NE,
Washington, DC 20426, (202) 208-0466.

SUPPLEMENTARY INFORMATION: In
addition to publishing the full text of
this document in the **Federal Register**,
the Commission also provides all
interested persons an opportunity to
inspect or copy the contents of this
document during normal business hours
in the Public Reference Room at 888
First Street, NE, Room 2A, Washington,
DC 20426.

The Commission Issuance Posting
System (CIPS) provides access to the
texts of formal documents issued by the
Commission. CIPS can be accessed via
Internet through FERC's Homepage
(<http://www.ferc.fed.us>) using the CIPS
Link or the Energy Information Online
icon. The full text of this document will
be available on CIPS in ASCII and
WordPerfect 6.1 format. CIPS is also
available through the Commission's